

Thomas J. Bourassa
CERTIFIED PUBLIC ACCOUNTANT
139 W. Wood Drive
Phoenix, Arizona 85029



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June 29, 2009

AZ CORP COMMISSION
DOCKET CONTROL

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Kay Kilger
Arizona Corporation Commission
Docket Control
1200 W. Washington
Phoenix, AZ 85007

Re: Orange Grove Water Company; Docket No W-02237A-08-0455; Decision No. 71110, dated June 5, 2009: Compliance Tariff:

Dear Ms. Kilger:

The subject Decision requires the Company to file a Curtailment Tariff and Backflow Tariff (Cross Connection Tariff) consistent with the Decision within forty-five (45) days of the Decision. Attached hereto are fifteen (15) copies of a complete Tariff, including approved rates and charges from the Decision as well as a Curtailment Tariff and Cross Connection Tariff.

In the event you have any questions regarding these matters please do not hesitate to contact the undersigned.

Sincerely,

Thomas J. Bourassa, CPA

Enclosure

Cc: Kathleen Day, President, Orange Grove Water Company

Arizona Corporation Commission
DOCKETED

JUN 29 2009

DOCKETED BY	
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ORANGE GROVE WATER COMPANY

DOCKET NO. W-01392A

TARIFF

Issued: June 29, 2009

Effective: July 1, 2009

ISSUED BY:

Kathleen Day, President
ORANGE GROVE WATER COMPANY
P.O. Box 889
Yuma, AZ 85366

Applies to all WATER service areas

PART ONE

**STATEMENT OF CHARGES
WATER SERVICE**

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PART ONE

STATEMENT OF CHARGES
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I. RATES

In Opinion and Order No. 71110, dated June 5, 2009, the Commission approved the following rates and charges to become effective July 1, 2009.

<u>Meter Size</u> Inches	Usage Included in <u>Minimum Charge</u> Gallons	Minimum <u>Charge</u> Per Month
A. All Customers		
5/8" x 3/4" Meter	-0-	\$11.50
3/4" Meter	-0-	17.25
1" Meter	-0-	28.75
1 1/2" Meter	-0-	57.50
2" Meter	-0-	92.00
3" Meter	-0-	184.00
4" Meter	-0-	287.50
6" Meter	-0-	575.00

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The rate for use in addition to the minimum stated above shall be at the following rate per 1,000 gallons:

All Meter Sizes	<u>Per 1,000</u> <u>Gallons</u>
0 to 3,000 Gallons	\$ 2.00
3,001-8,000 Gallons	\$ 2.25
Over 8,000 Gallons	\$ 2.75

II. TAXES AND ASSESSMENTS

In addition to all other rates and charges authorized herein, the Company shall collect from its customers all applicable sales, transaction, privilege, regulatory or other taxes and assessments as may apply now or in the future, per Rule R14-2-409(D)(5).

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III. ADDITIONAL CHARGES

A.	Establishment of Service Per Rule R14-2-403D (new customer charge, in addition to F, M and N below when applicable)	\$ 25.00
	1. If after hours	\$ 40.00
B.	Re-establishment of Service Per Rule R14-2-403D (same customer, same location within 12 months)	Note ¹
C.	Reconnection of Service (Delinquent) Per Rule R14-2-403D	\$ 40.00
D.	Charge for Moving Meter at Customer Request Per Rule R14-2-405B	Cost
E.	Minimum Deposit Requirement	Per Rule R14-2-403B
F.	Deposit Interest (per annum)	Per Rule R14-2-403B
G.	Meter Test (If correct)	\$ 25.00
H.	Meter Reread	\$ 30.00
I.	Charge for NSF Check	\$ 25.00
J.	Deferred Payment Finance Charge per month	1.5%

¹ Minimum Charge times number of months disconnected per Commission rule A.A.C. R14-2-403(D)

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K. After hours Service

Cost per Rule R14-2-403D²

² For service problem found to be on Customer's side of meter. Company will not repair problem.

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L. Service Line and Meter Installation Charges ³⁴
(Refundable pursuant to A.C.C. R14-2-405)

Size	Line	Meter	Total
5/8" x 3/4" Meter	\$415.00	\$105.00	\$520.00
3/4" Meter	\$415.00	\$205.00	\$620.00
1" Meter	\$465.00	\$265.00	\$730.00
1 1/2" Meter	\$520.00	\$475.00	\$995.00
2" Meter – Turbine	\$800.00	\$995.00	\$1,795.00
2" Meter – Compound	\$800.00	\$1,840.00	\$2,640.00
3" Meter – Turbine	\$1,015.00	\$1,620.00	\$2,635.00
3" Meter - Compound	\$1,135.00	\$2,495.00	\$3,630.00
4" Meter – Turbine	\$1,430.00	\$2,570.00	\$4,000.00
4" Meter – Compound	\$1,610.00	\$3,545.00	\$5,155.00
6" Meter – Turbine	\$2,150.00	\$4,925.00	\$7,075.00
6" Meter – Compound	\$2,270.00	\$6,820.00	\$9,090.00

M. Main Extension Tariff
Per Rule R14-2-406B

Cost⁵

³ The customer shall be the owner of and be responsible for the design, installation, maintenance and operation of the Service Line on the customer's side of the water meter.

⁴ Costs per Sheet No. 6

⁵ Per Sheet No. 6.

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IV. PERMITTED COSTS

- A. Costs shall be verified by invoice.
- B. For services that are provided by the Company at costs, cost shall include labor, materials, other charges incurred, and overhead not to exceed 10%. However, prior to any such service being provided, the estimated cost of such service will be provided by the Company to the customer. After review of the cost estimate, the customer will pay the amount of the estimated cost to the Company.
- C. In the event that the actual cost is less than the estimated cost, the Company will refund the excess to the customer within 30 days after completion of the provision of the service or after Company's receipt of invoices, timesheets or other related documents, whichever is later.
- D. In the event the actual cost is more than the estimated cost, the Company will bill the customer for the amount due within 30 days after completion of the provision of the service or after the Company's receipt of invoices, timesheets or other related documents, whichever is later. The amount so billed will be due and payable 30 days after the invoice date. However, if the actual cost is more than five percent (5%) greater than the total amount paid, the customer will only be required to pay five percent (5%) more than the total amount paid, unless the Company can demonstrate that the increased costs were beyond its control and could not be foreseen at the time the estimate for the total amount paid was made.

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E. At the customer's request, the Company shall make available to the customer all invoices, timesheets or related documents that support the cost for providing such service.

F. Permitted costs shall include any Federal, State or local taxes that are or may be payable by the Company as a result of any tariff or contract for water facilities under which the Customer advances or contributes funds or facilities to the Company.

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DOCKET NO. W-01392A

Cancelling Sheet No.

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PART TWO

STATEMENT OF TERMS AND CONDITIONS
WATER SERVICE

I. CROSS-CONNECTION CONTROL

A. Purpose.

The purpose of this tariff is to protect Orange Grove Water Company ("Company") water from the possibility of contamination caused by the backflow of contaminants that may be present on the customer's premises by requiring the installation and periodic testing of backflow-prevention assemblies pursuant to the provisions of the Arizona Administrative Code ("A.A.C.") R14-2-405.B.6 and A.A.C. R18-4-115.

B. Requirements.

In compliance with the Rules of the Arizona Corporation Commission ("Commission") and the Arizona Department of Environmental Quality ("ADEQ"), specifically A.A.C. R14-2-405.B.6 and A.A.C. R18-4-115 relating to backflow prevention:

1. The Company may require a customer to pay for and to have installed a backflow-prevention assembly if A.A.C. R18-4-115.B or C applies.
2. A backflow-prevention assembly required to be installed by the customer under Paragraph 1 of this tariff shall comply with the requirements set forth in A.A.C. R18-4-115.D and E.
3. Subject to the provisions of A.A.C.R14-2-407 and 410, and in accordance with Paragraphs 1 and 7 of this tariff, the Company may terminate

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service or may deny service to a customer who fails to install a backflow-prevention assembly as required by this tariff.

4. The Company shall give any existing customer who is required to install and a backflow-prevention assembly written notice of said requirement. If A.A.C. R14-2-410.B.1.a. is **not** applicable, the customer shall be given thirty (30) days from the time such written notice is received in which to comply with this notice. If the customer can show good cause as to why he cannot install the device within thirty (30) days, the Company or Commission Staff may suspend this requirement for a reasonable period of time.

5. Testing shall be in conformance with the requirements of A.A.C. R18-4-115.F. The Company may require the customer to pay to have the backflow-prevention assembly tested as long as the Company does not require an unreasonable number of tests.

6. The customer shall provide the Company with records of installation and testing. For each backflow-prevention assembly, these records shall include:

- a. assembly identification number and description;
 - b. location;
 - c. date(s) of test(s);
 - d. description of repairs and recommendations for repairs made by tester;
- and
- e. tester's name and certificate number.

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7. In the event the backflow-prevention assembly does not function properly or fails any test and an obvious hazard as contemplated under A.A.C. R14-2-410.B.1.a. exists, the Company may terminate service immediately and without notice. The backflow-prevention assembly shall be repaired or replaced by the customer and retested.

8. In the event the backflow-prevention assembly does not function properly or fails any test or in the event that a customer fails to comply with the testing requirement and A.A.C. R14-2-410.B.1.a. is **not** applicable, the backflow-prevention assembly shall be repaired or replaced within fourteen (14) days of the initial discovery of the deficiency in the assembly or its function. Failure to remedy the deficiency or dysfunction of the assembly, or failure to retest, shall be grounds for termination of water utility service in accordance with A.A.C. R14-2-410.

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II. INTERRUPTIBLE SERVICE; COMPANY'S LIABILITY
LIMITATIONS

A. The Company will supply only such water at such pressures as may be available from time to time as a result of the normal operation of its water system. The Company will maintain a minimum water pressure of 20 p.s.i. and will not guarantee a specific gallon per minute flow rate at any public fire hydrants or fire sprinkler service. In the event service is interrupted, irregular or defective, or fails from causes beyond the Company's control or through ordinary negligence of its employees or agents, the Company will not be liable for any injuries or damages arising therefrom.

III. CURTAILMENT PLAN FOR ORANGE GROVE WATER
COMPANY

ADEQ Public Water System Number: PWS I.D. # 14-366

Orange Grove Water Company, ("Company") is authorized to curtail water service to all customers within its certificated area under the following terms and conditions listed in this tariff.

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This curtailment shall become part of the Arizona Department of Environmental Quality Emergency Operations Plan for the Company.

The Company shall notify its customers of this new tariff as part of its next regular schedule billing after the effective date of the tariff or no later than 60 (60) days after the effective date of the tariff.

The Company shall provide a copy of the curtailment care of to any customer, upon request.

Stage 1 Exists When:

Company is able to maintain water storage in the system at 100 percent of capacity and there are no known problems with its well production or water storage in the system.

Restrictions: Under Stage 1, Company is deemed to be operating normally and no curtailment is necessary.

Notice Requirements: Under Stage 1, no notice is necessary.

Stage 2 Exists When:

- a. Company's water storage or well production has been less than 80 percent of capacity for at least 48 consecutive hours, and

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- b. Company has identified issues such as steadily declining water table, an increased draw-down threatening pump operations, or poor water production creating a reasonable belief the Company will be unable to meet anticipated water demands in the system.

Restrictions: Under Stage 2, the Company may request the customers to voluntarily employ water conservation measures to reduce water consumption by approximately 50 percent. Outside watering should be limited to essential water, dividing outside watering on some uniform basis (such as even and odd days) and eliminating outside watering on weekends and holidays.

Notice Requirements: Under Stage 2, the Company is required to notify customers by delivering written notice door to door at each service address, or by United States first class mail to the billing address or, at the Company's option both. Such notice shall notify the customers of the general nature of the problem and the need to conserve water.

Stage 3 Exists When:

- a. Company's total water storage or well production has been less than 50 percent of capacity for at least 24 consecutive hours, and
- b. Company has identified issues such as a steadily declining water table, increased draw down threatening pump operations, or poor water production, creating a reasonable belief the Company will be unable to meet anticipated water demand on a sustained basis.

Restrictions: Under Stage 3, Company shall request the customer to voluntarily employ water conservation measures to reduce daily consumption by approximately 50 percent. All outside watering should be eliminated, except livestock, and indoor water

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conservation techniques should be employed whenever possible. Standpipe service shall be suspended.

Notice Requirements:

1. Company is required to notify customers by delivering written notice to each service address, or by United States first class mail to the billing address or, at the Company's option both. Such Notice shall notify the customers of the general nature of the problem and the need to conserve water.
2. Beginning with Stage 3, Company shall post at least two (2) signs showing the curtailment stage. Signs shall be posted at noticeable locations, like at the well sites and at the entrance to the major subdivision served by the Company.
3. Company shall notify the Consumer Services Section of the Utilities Division of the Corporation Commission at least 12 hours prior to entering Stage 3.

Once Stage 3 has been reached, the Company must begin to augment the supply of water by either hauling or through an emergency interconnect with an approved water supply in an attempt to maintain the curtailment at a level no higher than Stage 3 until a permanent solution has been implemented.

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Stage 4 Exists When:

- a. Company's total water storage or well production has been less than 25 percent of capacity for at least 12 consecutive hours, and
- b. Company has identified issues such as a steadily declining water table, increased draw down threatening pump operations, or poor water production, creating a reasonable belief the Company will be unable to meet anticipated water demand on a sustained basis.

Restrictions: Under Stage 4, Company shall inform the customers of a **mandatory** restriction to employ water conservation measures to reduce daily consumption. Failure to comply will result in customer disconnection. The following uses of water shall be prohibited:

- ◆ Irrigation of outdoor lawns, trees, shrubs, or any plant life is prohibited
- ◆ Washing of any vehicle is prohibited
- ◆ The use of water for dust control or any outdoor cleaning uses is prohibited
- ◆ The use of drip or misting systems of any kind is prohibited
- ◆ The filling of any swimming pool, spas, fountains or ornamental pools is prohibited
- ◆ The use of construction water is prohibited
- ◆ Restaurant patrons shall be served water only upon request
- ◆ Any other water intensive activity is prohibited

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The Company's operation of his standpipe service is prohibited. The addition of new service lines and meter installations is prohibited.

Notice Requirements:

1. Company is required to notify customers by delivering written notice to each service address, or by United States first class mail to the billing address or, at the Company's option, both. Such notice shall notify the customers of the general nature of the problem and the need to conserve water.
2. Company shall post at least two (2) signs showing curtailment stage. Signs shall be posted at noticeable locations, like at the well sites and at the entrance to the major subdivision served by the Company.
3. Company shall notify the Consumer Services Section of the Utilities Division of the Corporation Commission at least 12 hours prior to entering stage 4.

Customers who fail to comply with cessation of outdoor use provisions will be given a written notice to end all outdoor use. Failure to comply with in two (2) working days of receipt of the notice will result in temporary loss of service until an agreement can be made to end unauthorized use of outdoor water. To restore service, the customer shall be required to pay all authorized reconnection fees. If a customer believes he/she has been disconnected in error, the customer may contact the Commission's Consumer Services Section at 1-800-222-7000 to initiate an investigation.

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Once Stage 4 has been reached, the Company must augment the supply of water by hauling or through an emergency interconnect from an approved supply in an attempt to maintain the supply until a permanent solution has been implemented.

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IV. RULES AND REGULATIONS

The Company has adopted the Rules and Regulations established by the Commission as the basis for its operating procedures. A.A.C. R14-2-401 through A.A.C. R14-2-411 will be controlling of Company procedures, unless specific Commission Order(s) provide otherwise.

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